DETERMINATION AND FINDINGS FOR A SOLE SOURCE PROCUREMENT

CONTRACT NO: DCHT-2018-R-0102 **CAPTION:** State Level Registry (SLR)

PROPOSED CONTRACTOR: HealthTech Solutions, LLC (HTS) **PROGRAM AGENCY:** Department of Health Care Finance (DHCF)

FINDINGS

1. AUTHORIZATION:

D.C. Official Code §2-354.04, 27 DCMR Sections 1304, 1700, 1701

2. MINIMUM NEED:

The District of Columbia's Office of Contracting and Procurement ("OCP") on behalf of the District of Columbia's Department of Health Care Finance (the "District") has an immediate need for a contractor to operate the State Level Registry in support of the Medicaid Electronic Health Record Incentive Program (MEIP).

3. FAIR AND REASONABLE PRICE:

The estimated fixed price for the contract is \$720,000.00. The period of performance will begin on October 1, 2019 and end on September 30, 2020.

4. FACTS WHICH JUSTIFY SOLE SOURCE PROCUREMENT:

- A. In 2009 the Federal government passed the American Recovery and Reinvestment Act, which created the Medicaid Electronic Health Record Incentive Program (MEIP) to encourage the adoption and use of certified electronic health information technology. The District administers the incentive program and pays qualifying providers and hospitals to meet Meaningful Use requirements. The program's Federal authority and appropriation expires at the end of fiscal year 2023. Market research showed that HTS was the only contractor that could provide the services in the time allotted and ensure that all of the requirements and deliverables would be met as expected. As a result of a sole source procurement, HTS was awarded the contract to implement, manage, maintain and operate a new SLR.
- B. HTS successfully incorporated historical data from the previous vendor, Conduent, into their new SLR as a part of the implementation process. The skill set needed to translate that data is highly specialized, and required extensive interpretation of the data in order to perform meaningful analysis. The previous contract requirement was to implement a plan not to exceed forty-five (45) days. As a result of the procurement the services continued without interruption.
- C. HTS is the only vendor that can provide the continued management, operation and maintenance of the District's SLR because they implemented the Registry and they control the access to organizing, mapping and processing of all data. It is not practical to conduct a competitive procurement for these services because it would result in an unreasonable stoppage in services. A new vendor would have to implement a new SLR, which requires at least six (6) months to a year, and cause a delay to more than 100

Medicaid providers. The MEIP is time-limited, with a program end date of 2023; no further contract for similar services is contemplated beyond this date. Providers will be at risk for not participating in the District's MEIP for this program year, resulting in a loss of more than \$850,000.00.

- D. Any lapse in program participation due to not having an active SLR system for providers to attest to the MEIP, will prohibit the funds from being dispersed to clinics district-wide which in turn may have a negative effect on the care rendered to residents. It would be prohibitive in terms of time and cost to the District to select a new vendor to continue these services.
- E. For the reasons stated above, the District did not conduct an additional market survey.

5	CERTIFICATION BY AGENCY HEAD	
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Date	Wayne Turnage
	Director Department of Health Care Finance
CERTIFICATION B	Y CONTRACTING OFFICER:
source method of process a sole source contract vi 354.04) and that no res	ove findings and certify that they are sufficient to justify the use of the urement under the cited authority. I certify that the notice of intent to awas published in accordance with 27 DCMR 1304 (D.C. Official Code sponse was received. I recommend that the Chief Procurement Officer sole source procurement method for this proposed contract.
Date	Lydia S. Gray Contracting Officer
CERTIFICATION B	Y CHIEF CONTRACTING OFFICER:
I hereby certify that the knowledge.	e above findings are true, correct and complete to the best of my
knowledge.	wil Giles Chief Contracting Officer
	Wil Giles
Based on the above fin is not feasible or practi or 403 of the District or D.C. Official Code § 2	Wil Giles Chief Contracting Officer